

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
ABINGDON DIVISION**

UNITED STATES OF AMERICA

v.

CASE NO. 1:19cr00016

**INDIVIOR INC. (a/k/a Reckitt Benckiser
Pharmaceuticals Inc.) and
INDIVIOR PLC**

**DEFENDANTS' MOTION TO DISMISS THE SUPERSEDING
INDICTMENT, TO STRIKE SURPLUSAGE AND
FOR INSPECTION OF GRAND JURY MATERIALS**

For the reasons set forth in the accompanying memorandum of law, Defendants Indivior Inc. and Indivior PLC ("Indivior") respectfully move to dismiss Counts Seven, Eleven, and Thirteen through Twenty-Eight for failure to state an offense and to strike the "aiding and abetting" allegations in the Introduction and Counts One and Two of the Superseding Indictment in the above-captioned matter. Alternatively, Indivior moves to dismiss Counts One and Two for duplicity. Indivior also respectfully moves for inspection of the colloquy between prosecutors and the [REDACTED] grand jury that returned the Superseding Indictment on August 14, 2019, pursuant to Federal Rule of Criminal Procedure 6(e)(3)(E)(ii).

Dated: December 18, 2019

Respectfully submitted,

INDIVIOR INC. (a/k/a Reckitt Benckiser
Pharmaceuticals Inc.) and INDIVIOR PLC

/s/ James P. Loonam
By Counsel

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CERTIFICATE OF SERVICE

I hereby certify that I caused the foregoing to be presented to the Clerk of the Court for filing and uploading to the CM/ECF system, which will send notification of such filing to all counsel of record, on this 18 day of December, 2019.

/s/ James P. Loonam.

Counsel for Defendants